# FOR MYSORE STATE

Home (195 3 ) Department.

Ms SERIES.

G.O. NO. 55

Dated 6-1-1953

[Despatch Abstract.]

MAGISTRATES - Honorary - South Kanara district - Special First Class Magistrate sitting singly at Puttur, Mangalore and Udipi - Prabhaker Rao, Sri B and two others - Appointed.

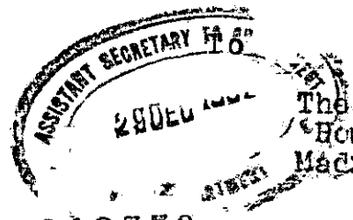
Spl I class-Mag
6.1.53

Confidential.
Ref.C3. 7134/52 (5)

S.K.Dt.Magistrate's Office,
Mangalore dated 25.12.1952

From

Sri C.A.Ramakrishnan, I.C.S.,
District Magistrate, South Kanara.



The Secretary to Government,
Home Department, Fort St.George,
Madras 9.

242559

Sir,

MAGISTRATES: Honorary -South Kanara District - Special First Class Magistrate sitting singly at Mangalore, Puttur and Udipi -appointment -proposals -submitted.

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Ref: G.O.Ms.No.518 Home Department dated 8th February 1951.
2. G.O.Ms.No.346 Home Department dated 20.1.1951.

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The term of the following Honorary Special I Class Magistrates sitting singly in the south Kanara District expires on 31.1.1953.

1.Sri Baindur Prabhakar Rao, Special I Class Magistrate Puttur.
2. Sri Pijavar Vyasa Rao, Special I Class Magistrate, Mangalore.
3. Sri Pangal Gopala Nayak, Special I Class Magistrate, Udipi.

The work and conduct of Sri Baindur Prabhakar Rao and Sri Pijavar Vyasa Rao have been quite satisfactory. They are both law graduates and are highly respected by the Bar and the public. Sri Vyasa Rao is a retired District Munsif. I recommend that both these gentlemen may be reappointed as Hon.Special I Class Magistrates sitting singly at Puttur and Mangalore respectively for a period of 2 years from 1.2.1953. Reports in the prescribed form are enclosed.

3. As regards Sri P.Gopal Nayak Special I Class Magistrate Udipi, I invite a kind attention to my predecessor's report Ref.C3. 1845/52 dated 17.6.1952 and to G.O.R.No.2221/ Home Department dated 31.7.1952, wherein his term as President of the I Class Bench court Udipi was extended only upto 31.1.1953 to which date he was appointed as Hon.Special I Class Magistrate Udipi.

4. Sri Gopal Nayak, is a conscientious worker and his capacity and integrity are unquestioned. He has been a Special I Class Magistrate from 1941, President of the Bench Court from 1938, vice President from 1932 to 1938 and member of the Bench court from 1921, This record is very impressive. The only thing that can be mentioned against him is his age (76 years 8 months) but to be fair to him, it has to be said that he is still energetic and enthusiastic. He himself wants to be appointed for another term and has represented to me that he is so much accustomed to do work that, if he is not reappointed, he will fall ill the next day. He has gone to the extent of urging that 'To save a life', I should recommend his appointment for a further term. I have given my anxious consideration to the matter in view of the obvious sincerity of Sir Gopal Nayak. Normally I should have recommended him for a further term. However as much younger and equally suitable person namely, a retired Deputy Collector, Sri K.Krishnayya B. who has settled down at Udipi is available. He too is anxious to serve the public in some honorary capacity and he is

willing to be appointed a Special I Class Magistrate . In view of this fact, Sri Nayak's request does not deem to be one to be complied with, and Sri K.Krishnayya has to be appointed, making it clear that no reflection is cast on Sri Nayak's work and conduct.

In the circumstances, I recommend that Sri K.Krishnayya may be appointed both as special I Class Magistrate sitting singly at Udipi for a term of 2 years from 1.2.1953, and as Member of the I Class Bench court Udipi upto 30th July 1954. He may be invested with the ordinary powers of a First Class Magistrate. Report in the prescribed form is enclosed.

Yours faithfully,

26/12

For District Magistrate.

Enclosures: 3.
26.12.

Ref.C.No. 7134/52-C3

**Application for the appointment of a** Hon.Special I Class Magistrate and President I Class Bench Court Udipi sitting singly at Udipi **in the district of South Kanara.**

| | |
|---|---|
| **1.Name of the town:** | Udipi |
| **2.Name of the nominee in full.** | Sri Kalyanpur Krishnayya |
| **3. His qualifications:** | B.A. Retired Dy.Collector |
| **4(1) Cause of vacancy or vacancies.** | The term of Sri P.Gopal Nayak expires on 31.1.53. |
| **(2) Name of existing incumbent if any and whether or not withdrawal of his powers is necessary.** | Sri P.Gopal Nayak withdrawal of his powers seems necessary as he is 76 years 8 month old (please see covering letter) |
| **5.Number and date of the Notification appointing him.** | G.O.Ms.No.346 Home Department dated 20-1-51. |
| **6. Remarks.** | Sri K.Krishnayya was a Sub Divisional I Class Magistrate for 5 to 6 years and was having appellate and summary powers. He is 63 years old and is not a member of any local body or municipal council. He may be appointed as Hon. Special I Class Magistrate sitting singly at Udipi and member of the Udipi I Class Bench court and may be invested with the ordinary powers of a I Class Magistrate. |

S-Kanara Dt.Magistrate's office )
Mangaloro dated 25.12.52. ) For Dt.Magistrate.
To the Secretary to Government, Home Department, Madras.

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Ref.C.No. 7134/52-C3.

**Application for the appointment of a** Honorary special I class Magistrate sitting singly at Mangalore **in the district of South Kanara.**

| | |
|---|---|
| **1.Name of the town:** | Mangalore |
| **2.Name of the nominee in full.** | Sri Pejavar Vyasa Rao |
| **3. His qualifications:** | B.A.,M.L.,Retired Dt,Munsif ~~on-21.1.1952~~ |
| **4(1) Cause of vacancy or vacancies.** | Termination of period of appointment on 31.1.1953 |
| **(2) Name of existing incumbent if any and whether or not withdrawal of his powers is necessary.** | Sri Pejavar Vyasa Rao, withdrawal of powers not necessary. |
| **5.Number and date of the Notification appointing him.** | G.O.Ms.No.518 Home department dated 8.2.1951 |

**6. Remarks.**

He has been working very conscientiously. His action and pzinstaking and has been attending to his work regularly. He is not a member of any local body or municipal council. He is fit to be appointed as Hon.Special I class Magistrate to sit singly at Mangalore for 2 years from 1.2.53.

S-Kanara Dt.Magistrate's office )
Mangalore dated 25.12.52. ) For Dt.Magistrate.
To the Secretary to Government, Home Department, Madras.

Ref.C.No. 7134/52-C3

Application for the appointment of a Hon. Special I class Magistrate sitting singly at Puttur in the district of South Kanara.

| | |
|---|---|
| 1.Name of the town: | Puttur |
| 2.Name of the nominee in full. | Sri Bandur Prabhakara Rao |
| 3. His qualifications: | M.A.,B.L., Landlord |
| 4(1) Cause of vacancy or vacancies. | His term expires on 31.1.1953 |
| (2) Name of existing incumbent if any and whether or not withdrawal of his powers is necessary. | Sri Barndur Prabhakar Rao withdrawal of powers not necessary |
| 5.Number and date of the Notification appointing him. | G.O.Ms.No.518 Home department dated 8.2.52. |

6. Remarks.

During my annual inspection of the court of this Magistrate I found that his work is satisfactory and that he gives regular attention to the disposal of cases. He is fit to be appointed as special I class Magistrate sitting singly at Puttur for 2 years from 1.2.1952.

S-Kanara Dt.Magistrate's office )
Mangalore dated 25.12.52. ) For Dt.Magistrate.
To the Secretary to Government, Home Department, Madras.

25/12.

Two drafts for approval HOME DEPARTMENT.

Draft I

Goms. no. 55 dated 6.1.53

MAGISTRATES - Honorary - - SOUTH KANARA district - Special First class Magistrate sitting singly at Puttur, Mangalore and Udipi - PRABHAKER RAO, Sri. B and two others Appointed.

Read: Goms. 346 Home dated 29.1.51.
Goms. 518 8.2.51
From the D.M., South Kanara, Rc (3. 7134/52(5) d/. 25.12.52

Order:-

The following notifications will be published in the Fort St. George Gazette

NOTIFICATIONS

I

Under section 14 of the Code of Criminal Procedure, 1898 (Central Act V of 1898), the Governor of Madras hereby appoints Sri. BAINDUR PRABHAKER RAO to be a Special Magistrate at PUTTUR in the district of SOUTH KANARA and confers on him all the ordinary powers of a magistrate of the first class and empowers him to try, sitting singly, such of the cases arising in the area comprised within the jurisdiction of the S.D.M., Puttur as may be transferred to him by the D.M., South Kanara.

II

Under section 14 of the Code of Criminal Procedure, 1898 (Central Act V of 1898), the Governor of Madras hereby appoints Sri. PEJAVAR VYASA RAO, to be a Special Magistrate at Mangalore in the district of SOUTH KANARA and confers on him all the ordinary powers of a magistrate of the first class and empowers him to try, sitting singly, such of the cases arising in the area comprised within the jurisdiction of the S.D.M. Mangalore, as may be transferred to him by the D.M. South Kanara.

III

Under section 14 of the Code of Criminal Procedure, 1898 (Central Act V of 1898), the Governor of Madras hereby appoints Sri. KALYANPUR KRISHNAYYA to be a Special ~~Forest cases~~ Magistrate at Udipi in the district of SOUTH KANARA and confers on him all the ordinary powers of a magistrate of the first Class and empowers him to try sitting singly ~~as Bishop~~ such of the

1/2

ases arising in the area comprised within the jurisdiction
f the S.D.M. Coondapoor as may be transferred to him by the
D.M. South Kanara.

IV

Under section 260 of the Code of Criminal Procedure, 1898 (Central Act V of 1898), the Governor of Madras hereby empowers the undermentioned Special First class Magistrates in the district of SOUTH KANARA one to try summarily all or any of the offences specified in sub-section (1) of that section:-

Sri. PEJAVAR VYASA RAO.
Sri. BAINDUR PRABHAKER RAO.

Ms No 2. III, p2 of (A)

cp G.O.(Ms) No 2385 Home (X) 2.7.52 p3.

V

Under section 357 of the Code of Criminal Procedure, 1898 (Central Act V of 1898), the Governor of Madras hereby directs the undermentioned Special First class Magistrates in the district of SOUTH KANARA to take down the evidence of witnesses with their own hand in the English language:-

Ms No 2. IV, p2 of (A)

Sri. PEJAVAR VYASA RAO.
Sri. BAINDUR PRABHAKER RAO.
Sri. KALYANPUR. KRISHNAYYA.

2. The attention of the Special Magistrates is invited to the Home Dept Notification No. 337 dated the 27th February, 1939 published at page 324 of Part I of the Fort St. George Gazette dated the 14th March 1939 and they are informed that their appointment as Special Magistrates is for a period of two years from 1-2-1953.

5.1.1953

15.1.53.

5.1.53.

5.1.1953 To
I 56 - 63 - 21.1.53
II 57 - " "
III 58 " "
IV 60 - 64 - "
V 59 - "

8-1-53

The D.M., South Kanara.
S.G.P. Madras for publn. of the notification in the F.S.G. Gazette.
Spl. Magistrates Nos in the D.M. South Kanara
Copy to P.W.(Y&P) dept.

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Draft-II

Home Department.

Memo. No. 24559CB II/52-1 d/ 6.1.53

Magistrates - Honorary - South Kanara Dt. - Spl. First Class Magistrate sitting singly at Udipi and President of the Bench Court, Udipi - Appointment of

Ref: G.O. R.No. 2221, Home, d/31.7.52.
From the D.M., South Kanara, Ref.C3.7134/52(5), d/25.12.52.

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In the circumstances stated in para 4 of the letter of the D.M., South Kanara cited, the Govt. accept his recommendation that Sri K. Krishnayya, Retd. Dy. Collr. may be appointed as Hony. Spl. First Class Magistrate sitting singly at Udipi but consider that Sri P. Gopala Nayak, President, First Class Bench Court, Udipi may be allowed to continue as President of that court till 30.7.1954.

2. In modification of para 2 of G.O.R. 2221, Home, d/31.7.52 Sri Pangal Gopala Nayak, Spl. Magistrate of the Udipi Bench Court is informed that his appointment as Spl.

14

Magistrate is for the period up to 30.7.1954.

5.1.53.

5-1-53.

5-1-1953

bnd

8.1.53

To the D.M., South Kanara.
To the Spl. Magte. thro' the D.M., South Kanara (Para 2 only).

(C.m. 242559 ch 11/52)

HOME DEPARTMENT.

Magistrates - Honorary - South Kanara Dt. - Special First Class Magistrates sitting singly at Mangalore, Puttur and Udipi and President, Bench Court, Udipi - Appointment - Proposal.

From the D.M., South Kanara, Ref. C3.7134/52 (5), d/25.12.52.

pp1-2 cf

The term of appointment of the following Hony. Spl. First Class Magistrates sitting singly in the South Kanara district expires on 31.1.1953.

| Names of magistrates. | G.Os. in which appointed. |
|---|---|
| 1. Sri Baindur Prabhaker Rao, Hony. Special First Class Magistrate, Puttur. | (A)/pp1-2 Ms. 518, Home, dated 8.2.51. |
| 2. Sri Pejavar Vyasa Rao, Hony. Spl. First Class Magistrate, Mangalore. | -do- (S)/p5 cf |
| 3. Sri Pangal Gopala Nayak, Hony. Spl. First Class Magistrate, Udipi | Ms. 346, Home, dated 29.1.51 |

para 2, p1 cf

The D.M., South Kanara reports that the work and conduct of Sri Baindur Prabhaker Rao and Sri Pejvar Vyasa Rao have been quite satisfactory and that they are both law graduates and are highly respected by the Bar and the public. He therefore recommends that both those persons may be reappointed as Hony. Spl. First Class Magistrates sitting singly at Puttur and Mangalore respectively for a period of two years from 1.2.53.

Form A

2. As regards Sri P. Gopal Nayak, Special First Class Magte., Udipi, the D.M. invites attention to the previous D.M.'s report Ref. C3.1845/52, dated 17.6.52 and to G.O. R. 2221, Home, d/31.7.52 in which the term of Sri Nayak as President of the First Class Bench Court, Udipi was extended only up to 31.1.53, i.e. the date upto which he had been appointed as Hony. Spl. First Class Magistrate, Udipi in G.O. No. 340, Home, d/29.1.51. The D.M. reports that Sri Gopal Nayak is a conscientious worker, that his capacity and integrity are unquestioned, that he has been a special First Class Magistrate from 1941,

p1 cf (E)
(E)/pp17-18 cf
(S)/p5 cf
para 4, p1 cf

Member of the Bench Court from 1921, Vice President of the Bench Court from 1933 to 1938 and President of the Bench Court from 1938 and that this record is very impressive. The only thing that can be mentioned against Sri Nayak, the D.M. says, is his age, which is 76 years and 8 months. The D.M. reports that Sri Nayak is still energetic and enthusiastic and wants to be appointed for another term. He is stated to have also represented to (the D.M. that he is so much accustomed to do work ~~and~~ that if he is not reappointed, he will fall ill the next day. The D.M. feels that normally he should recommend the reappointment of Sri Nayak for a further term. But since a much younger and equally suitable person, namely Sri K. Krishnayya, B.A., a retired Deputy Collr. who has settled down at Udipi is available and is anxious to serve the public in some honorary capacity, ~~is available~~ the D.M. considers that Sri Krishnayya has to be appointed making it clear that no reflection is cast on Sri Nayak's work and conduct. He accordingly [recommends that Sri. K. Krishnayya] may be appointed both as Special First Class Magistrate sitting singly at Udipi for a term of two years from 1.2.53 and as a member of the First Class Bench Court, Udipi up to 30th July 1954 and invested with ~~the ordinary~~ first class powers. ~~of a First Class Magistrate.~~

Submitted for orders whether in the circumstances reported by the D.M., his recommendation at 'A' [on p1 ante] and 'B' ~~above~~ above may be accepted.

para 4, p1 cf

R

X, pp 1-3 cf

B

✓ the period upto so much as the other members have been appointed

¶ para 3, p18 cf C/D

E

QR 2.1.53.

A 2.1.53

3.1.1953

T.S

A - on the previous page is approved

As regards B above I think the matter

letter covers to make up the service & both the gentlemen especially in view of R in the previous page. Sri Gayadi will be allowed to continue as President Intelligence Bench Court. Sri Krishnayya may be appointed as Spl Intelligence Magistrate

VG
3-1-53

With reference to orders above, the drafts submitted are for approval.

5.1.53.

5-1-1953

(Issued as Roms. 55 Home dt. 6.1.53)
(Issued as Memo No. 2425 59 CS II/12-1 Home dt 6.1.53)